

George H.W. Bush Building 1800 N. Congress Avenue, Suite 9.300 Austin, Texas 78701 512-305-8500 / Fax 512-305-8501

ADMINISTRATIVE/LICENSING COMMITTEE

Friday, August 4, 2023 Zoom 9:00 am – 9:30 am

The August 4, 2023 Administrative/Licensing Committee meeting of the Texas Optometry Board will be a hybrid meeting and held by videoconference call (Zoom) as authorized under Texas Government Code Section 551.127. One or more Board members may appear at the scheduled meeting via videoconference call, but the presiding member will be physically present at 1801 N. Congress Avenue, Suite 9.300, Austin, Texas 78701. This location will be open to the public, but seating is limited to first come, first served. In lieu of attending in person, members of the public are encouraged to access and participate virtually.

* Zoom - https://us06web.zoom.us/j/86371121290?pwd=b0FFelZZZkJyajM0cUlqbCtSSlA4Zz09 Meeting ID: 863 7112 1290 / Passcode: 809211

If you wish to make public comments please fill out the Virtual Public Comment Form (https://forms.gle/G5FpnZTHVDjVFxSe7) which also can be found on the Board's website.

AGENDA

- 1. Call to Order
- 2. Roll Call of Committee Members
- 3. Licensing. Discussion and possible committee actions regarding licensure applicants, licensure without examination applicants, glaucoma certification applicants, canceled licenses, expired licenses, transcript requirements for applicants and examination matters
- 4. Optometry Examining Board of Canada (OEBC) exam. Discussion regarding use of OEBC in addition to NBEO.
- 5. Public Comments
- 6. Adjourn

CLOSED SESSION: The Board may go into Executive Session on any agenda item as authorized pursuant to the Open Meetings Act, Government Code, Chapter 551.



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COMMITTEE ON PEER ASSISTANCE

Friday, August 4, 2023 Zoom 9:35 am – 9:45 am

The August 4, 2023 Committee on Peer Assistance meeting of the Texas Optometry Board will be a hybrid meeting and held by videoconference call (Zoom) as authorized under Texas Government Code Section 551.127. One or more Board members may appear at the scheduled meeting via videoconference call, but the presiding member will be physically present at 1801 N. Congress Avenue, Suite 9.300, Austin, Texas 78701. This location will be open to the public, but seating is limited to first come, first served. In lieu of attending in person, members of the public are encouraged to access and participate virtually.

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AGENDA

- 1. Call to Order
- 2. Roll Call of Committee Members
- 3. Peer Assistance Program. Discussion and possible committee action regarding the peer assistance program
- 4. Public Comments
- 5. Adjourn

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CONTINUING EDUCATION COMMITTEE

Friday, August 4, 2023 Zoom 9:50 am – 10:10 am

The August 4, 2023 Continuing Education Committee meeting of the Texas Optometry Board will be a hybrid meeting and held by videoconference call (Zoom) as authorized under Texas Government Code Section 551.127. One or more Board members may appear at the scheduled meeting via videoconference call, but the presiding member will be physically present at 1801 N. Congress Avenue, Suite 9.300, Austin, Texas 78701. This location will be open to the public, but seating is limited to first come, first served. In lieu of attending in person, members of the public are encouraged to access and participate virtually.

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AGENDA

- 1. Call to Order
- 2. Roll Call of Committee Members
- 3. Course Approvals. Discussion and possible committee action on continuing education courses to recommend for approval by the Board
- 4. Public Comments
- 5. Adjourn

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RULES COMMITTEE

Friday, August 4, 2023 Zoom 10:15 am – 11:15 am

The August 4, 2023 Rules Committee meeting of the Texas Optometry Board will be a hybrid meeting and held by videoconference call (Zoom) as authorized under Texas Government Code Section 551.127. One or more Board members may appear at the scheduled meeting via video-conference call, but the presiding member will be physically present at 1801 N. Congress Avenue, Suite 9.300, Austin, Texas 78701. This location will be open to the public, but seating is limited to first come, first served. In lieu of attending in person, members of the public are encouraged to access and participate virtually.

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If you wish to make public comments please fill out the Virtual Public Comment Form (https://forms.gle/G5FpnZTHVDjVFxSe7) which also can be found on the Board's website.

AGENDA

- 1. Call to Order
- 2. Roll Call of Committee Members
- 3. The Committee will discuss and finally adopt amendments to 22 TAC 271.2, 271.3, 271.5, and 271.6 as published in the May 26, 2023 48 *Tex Reg* 2651-2654
- 4. The Committee will discuss and finally adopt amendments to 22 TAC 273.6, 273.7, 273.8, 273.12, and 273.14 as published in the June 2, 2023 48 *Tex Reg* 2813-2818
- 5. The Committee will discuss and finally adopt amendments to 22 TAC 279.1 and 279.3 as published in the May 26, 2023 48 *Tex Reg* 2654-2657
- 6. Public Comments
- 7. Adjourn

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BOARD MEETING

Friday, August 4, 2023 Zoom 11:30 am – Conclusion

The August 4, 2023 Texas Optometry Board meeting will be a hybrid meeting and held by videoconference call (Zoom) as authorized under Texas Government Code Section 551.127. One or more Board members may appear at the scheduled meeting via video-conference call, but the presiding member will be physically present at 1801 N. Congress Avenue, Suite 9.300, Austin, Texas 78701. This location will be open to the public, but seating is limited to first come, first served. In lieu of attending in person, members of the public are encouraged to access and participate virtually.

If you wish to make public comments please fill out the Virtual Public Comment Form (https://forms.gle/G5FpnZTHVDjVFxSe7) which also can be found on the Board's website.

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AGENDA

- 1. Call to Order
- 2. Roll Call of Board Members
- 3. Minutes
 - a. Discussion and approval of minutes from the April 28, 2023 meeting
- 4. Board Chair Report. (Gutierrez)
- 5. General Matters. Discussion and possible action on general matters
 - a. Optometry School Liaison Reports. (Cornett/Schutte)
 - b. ARBO Annual Meeting Update (Hopping)
 - c. Technology Workgroup Update
- 6. Public Comment (Time certain 11:45 a.m.)
- 7. Executive Director's Report. (McCoy)

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8. Legal Report

a. Discussion & Possible Action regarding SOAH Docket No. 514-22-1982.TOB; Texas Optometry Board v. Anthony Nguyen, O.D.

9. Committee Reports

Administrative/Licensing Committee

- a. Discussion and possible Board action on Administrative/License Committee report and recommendations.
- b. Discussion and possible Board action on use of Optometry Examining Board of Canada (OEBC) exam.
- c. Number of candidates receiving licensure.

Committee on Peer Assistance

a. Discussion and possible Board action on report and recommendations from the Committee on Peer Assistance.

Continuing Education Committee

- a. Discussion and possible Board actions on Continuing Education Committee report and recommendations.
 - 1. Continuing education course approvals, exemptions and/or exceptions.

Investigation-Enforcement Committee

- a. Discussion and possible Board actions on the Investigation-Enforcement Committee recommendations resulting from informal conferences.
 - 1. 2022-00092 & 2022-00093
- b. Quarterly report on complaints and investigations.
- c. Approval of fines issued by the Executive Director.

Rules Committee

- a. Discussion and possible Board action on Rules Committee report and recommendations.
 - 1. Final Adoption: 22 TAC Chapter 271 22 TAC 271.2, 271.3, 271.5, and 271.6 as published in the May 26, 2023 48 *Tex Reg* 2651-2654
 - 2. Final Adoption: 22 TAC Chapter 273 22 TAC 273.6, 273.7, 273.8, 273.12, and 273.14 as published in the June 2, 2023 48 *Tex Reg* 2813-2818
 - 3. Final Adoption: 22 TAC Chapter 279. 1 and 279.3 as published in the May 26, 2023 48 *Tex Reg* 2654-2657

10. Quarterly Board Member Training

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- 11. Announcements
- 12. Adjourn

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